

STATEMENT OF SCOPE

Department of Commerce

Rule No. : Chapter Comm 3

Relating to : Stop Work/Stop Use Procedures

1. Description of the objective of the rule.

The objective of the rule is to establish and specify stop work and stop use (red tag) enforcement procedures in the administrative code for programs regulated by the Division of Safety and Buildings within the Department of Commerce. The purpose of these procedures is to establish another tool to obtain code compliance.

2. Description of existing policies relevant to the rule and of new policies proposed to be included in the rule and an analysis of policy alternatives.

There are currently no existing policies or administrative rules relating to stop work and stop use (red tag) enforcement procedures for the Division of Safety and Buildings. This rule project will propose new policies relating to Department stop work/stop use orders, and it will analyze policy alternatives relating to Department orders to stop all work at a given construction site, to stop work only on a specific system or installation, and to stop use of a certain device or equipment.

The alternative of not developing the rules would result in the continued inability of the Division of Safety and Buildings to gain compliance when inspections discover conditions that are dangerous to life or health.

3. Statutory authority for the rule.

Section 101.02 (6) (c) and (d), and (15) (a) and (j)

4. Estimate of the amount of time that state employees will spend to develop the rule and of other resources necessary to develop the rule.

The Department estimates that it will take approximately 100 hours to develop this rule. This time includes drafting the rule and processing the rule through public hearings and legislative review. The Department will assign existing staff to develop the rule. There are no other resources necessary to develop the rule.

Approved for publication in the Wisconsin
Administrative Register at Madison, Wisconsin,
this date: _____

DEPARTMENT OF COMMERCE

Approved for implementation at Madison,
Wisconsin, this date: _____

DEPARTMENT OF COMMERCE

Cory L. Nettles, Secretary

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